



ST. PAUL, MINNESOTA DECEMBER 16 - 20, 2013

William Jay Riley, Chief Judge - Omaha, Nebraska

Circuit Judges in Active Service

**Roger L. Wollman - Sioux Falls, SD
James B. Loken - Minneapolis, MN
Diana E. Murphy - Minneapolis, MN
Kermit E. Bye - Fargo, ND
Lavenski R. Smith - Little Rock, AR
Steven M. Colloton - Des Moines, IA
Raymond W. Gruender - St. Louis, MO
Duane Benton - Kansas City, MO
Bobby E. Shepherd - El Dorado, AR
Jane Kelly - Cedar Rapids, IA**

Circuit Judges Who Have Taken Senior Status

**Myron H. Bright - Fargo, ND
Pasco M. Bowman - Kansas City, MO
C. Arlen Beam - Lincoln, NE
Michael J. Melloy - Cedar Rapids, IA**

NOTICE TO ALL COUNSEL

Please review the entire calendar, as you may have more than one case scheduled for oral argument. Please check the calendar carefully for the starting time for your day and division.

Court will be held in the Warren E. Burger Federal Building & U.S. Courthouse at 316 N. Robert Street, St. Paul, Minnesota. Counsel presenting oral argument should report to the Clerk's Office, Room 500, 30 minutes before Court convenes.

Counsel may not waive oral argument without prior leave of court. Absent leave of court, only one attorney is permitted to present the argument for a party. However, if the parties on a side are separately represented and have filed separate briefs, each party on that side is permitted to argue; in such a case, counsel must confer and decide how they will split the time shown on the calendar. Questions should be addressed to the Clerk of Court.

Counsel are required to file an "Argument Response/Appearance" form with the Clerk's Office identifying the party or parties they will be representing at oral argument. If an "Appearance" form has not already been filed, the "Argument Response/Appearance" form serves as your notice of appearance in the case. Every attorney who presents oral argument must be admitted to the Eighth Circuit Bar unless appointed to represent a party proceeding in forma pauperis.

The time allotted for each side's argument is noted to the right of the case. *Cases designated as NO ARG will be submitted to the Court on the briefs and record without oral argument, and counsel are not required to appear for cases designated NO ARG.*

Michael E. Gans
Clerk of Court

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**DIVISION I
Courtroom 5A**

**MONDAY, DECEMBER 16, 2013
BEFORE JUDGES WOLLMAN, LOKEN, KELLY**

13-1964	EA	United States v. Ryan Chillardres	NO ARG
13-2222	WA	United States v. Walter Roberts	NO ARG
13-2225	WA	United States v. Bobby Roberts	NO ARG
13-2357	WA	United States v. Billy Dennis	NO ARG
13-1426		Xin Yang v. Eric H. Holder, Jr.	NO ARG

**TUESDAY, DECEMBER 17, 2013 BEGINNING AT 9:00 A.M.
BEFORE JUDGES WOLLMAN, LOKEN, KELLY**

1	13-1641	MN	Michael Prezioso v. The Prudential Insurance Company of America	15
2	13-1008	MN	Troy Scheffler v. Jack Molin	15
3	13-1565	MN	Garage Maintenance, Machine Warehousemen, Repairmen, Inside Men and Helpers and Plastic Employees, Local No. 974 v. Greater Metropolitan Automobile Dealers Association of Minnesota, et al.	15
4	13-1003	ND	Alliance Pipeline v. 4.360 Acres of Land, etc., et al.	15
5	13-1986	MN	Crystal Kilcher, et al. v. Continental Casualty Company	15

**DIVISION I
Courtroom 5A**

**WEDNESDAY, DECEMBER 18, 2013 BEGINNING AT 9:00 A.M.
BEFORE JUDGES RILEY, WOLLMAN, LOKEN**

1	13-1145	SI	United States v. Mersed Dautovic	
	13-1493	SI	United States v. Mersed Dautovic	15
2	13-2059	NE	United States v. Christopher Mallett	
	13-2060	NE	United States v. Guy Allen	20
3	13-1142	NI	Chelsea Bechman v. Mitchell Magill, et al.	15
4	12-3064	NI	Mindy Gilster v. Primebank, et al.	15
5	13-1882	ND	United States v. Christopher Emly	15

**BEGINNING AT 2:00 P.M.
BEFORE JUDGES WOLLMAN, BYE, SMITH**

13-1739	NI	United States v. Angela Johnson	30
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**THURSDAY, DECEMBER 19, 2013 BEGINNING AT 9:00 A.M.
BEFORE JUDGES RILEY, WOLLMAN, LOKEN**

1	12-3207	NI	Rachel Clay v. Credit Bureau Enterprises	15
2	13-1485	MN	Melvin Wallace, et al. v. ConAgra Foods	15
3	12-3816	NI	United States v. Lorenzo Harris-Thompson	
	13-1021	NI	United States v. Lorenzo Harris-Thompson	15
4	13-1732	NI	United States v. Mark Noonan	15
5	13-1651		Leoncio Diaz-Perez v. Eric H. Holder, Jr.	10

**FRIDAY, DECEMBER 20, 2013
BEFORE JUDGES WOLLMAN, LOKEN, KELLY**

13-1026	WA	Michael Reed v. Malone's Mechanical, et al.	NO ARG
13-1103		Xiu Chen v. Eric H. Holder, Jr.	NO ARG
13-1615	WA	Ocwen Loan Servicing v. Summit Bank, et al.	NO ARG
13-2061	WA	Harleysville Worchester Insurance Company v. Fred Ensminger	NO ARG
13-1721	EA	Richard Cox v. Momar, et al.	NO ARG

**DIVISION II
Courtroom 5B**

**MONDAY, DECEMBER 16, 2013
BEFORE JUDGES MURPHY, BYE, SMITH**

13-2552	NE	United States v. Andrew Brown	NO ARG
13-2688	NI	United States v. Michael Gossitt, Jr.	NO ARG
13-2441	SI	United States v. Anthony Conklin	NO ARG
13-2295	NI	United States v. Luke Goodon	NO ARG
13-2268	NI	United States v. Ricky Perkins	NO ARG

**TUESDAY, DECEMBER 17, 2013 BEGINNING AT 9:00 A.M.
BEFORE JUDGES BYE, BRIGHT, SMITH**

1	12-3809	SI	United States v. Anthony Conway	
	12-3974	SI	United States v. Kendall Robinson	
	13-1129	SI	United States v. Excell Randolph	20
2	12-3515	NI	Amana Society, et al. v. Excel Engineering	15
3	12-3713	MN	LeRoy Smithrud v. City of St. Paul, et al.	
	12-3736	MN	LeRoy Smithrud v. City of Minneapolis, et al.	15
4	13-1766	NI	BVS v. CDW Direct	15
5	13-1779	SI	United States v. Willie Stokes	10

**WEDNESDAY, DECEMBER 18, 2013 BEGINNING AT 9:00 A.M.
BEFORE JUDGES BYE, BRIGHT, SMITH**

1	13-1391	NI	Syngenta Seeds v. Bunge North America	20
2	12-3863	NE	Dawn Lawrey v. Kearney Clinic, et al	15
3	13-1719	SI	United States v. Randy Irlmeier	
	13-1822	SI	United States v. Paul Irlmeier	15
4	13-1401	SD	Native American Council of Tribes, et al. v. Douglas Weber, et al.	
	13-2745	SD	Native American Council of Tribes, et al. v. Douglas Weber, et al.	15
5	13-1515	SI	United States v. Chaim Marcus	10

**DIVISION II
Courtroom 5B**

**THURSDAY, DECEMBER 19, 2013 BEGINNING AT 9:00 A.M.
BEFORE JUDGES MURPHY, BYE, SMITH**

1	13-1607	NI	Fernando Espinoza v. United States	15
2	13-1863	ND	Thomas Dickson et al. v. American Bankers Insurance Company of Florida	15
3	13-1215	SI	John Coleman v. United States	15
4	13-1821	MN	Hennepin County v. Federal National Mortgage Association, et al.	15
5	13-1187	SI	Lino Ramirez v. United States	10

**FRIDAY, DECEMBER 20, 2013
BEFORE JUDGES MURPHY, BYE, SMITH**

13-2213	NI	United States v. Lucas Robinson	NO ARG
13-2163	SI	United States v. Edward Robertson	NO ARG
13-1955	SI	United States v. Beverly DeRonde	NO ARG
13-1653	SI	United States v. Patricia Parris	NO ARG
13-1377	SI	United States v. Alonzo Conway	NO ARG